

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,
Plaintiff,
v.

10 Jese David Casillas Carrillo (2);
11 Rosa Araceli Granado (3); Gabriela
12 Mendoza Vasquez (7); Julio Cesar
13 Rosales Saucedo (9); Brittney Lee
14 Zaragoza (10); Salvador Gudino
15 Chavez (11); Adam Benjamin
16 Goldring (12); Erica Maria Solis
17 (15); Edgar Omar Herrera
18 Farias(16); Alfredo Magana Garibay
19 (18); Juan Bravo Zambrano (19);
20 Miguel Reyes Garcia (21); and Jose
21 Adrian Mendoza (23).

No. 4:15-CR-06049-EFS-2
4:15-CR-06049-EFS-3
4:15-CR-06049-EFS-7
4:15-CR-06049-EFS-9
4:15-CR-06049-EFS-10
4:15-CR-06049-EFS-11
4:15-CR-06049-EFS-12
4:15-CR-06049-EFS-15
4:15-CR-06049-EFS-16
4:15-CR-06049-EFS-18
4:15-CR-06049-EFS-19
4:15-CR-06049-EFS-21
4:15-CR-06049-EFS-23

AMENDED¹ CASE MANAGEMENT ORDER

A pretrial conference occurred in the above-captioned matter on August 29, 2017. Defendants Carillo Casillas (2), Granados (3), Mendoza Vasquez (7), Rosales Saucedo (9), Zaragoza (10), Chavez (11), Goldring (12), Solis (15), Herrera Farias (16), Garibay (18), Zambrano (19), Reyes Garcia (21), and Mendoza (23) were present, represented by counsel. Assistant U.S. Attorney Stephanie Van Marter appeared on

¹ This Order amends the deadlines in the Court's prior Case Management Orders, ECF Nos. 101, 258, 281, 308, 336, 340, 361, 370, 387, 428, & 448.

1 behalf of the U.S. Attorney's Office (USAO). At the hearing, the Court
2 heard argument regarding Defendant Casillas Carillo's (2) Motion to
3 Continue, ECF No. 494, which the Court granted.

4 To ensure defense counsel is afforded adequate time to review
5 discovery, prepare any pretrial motions, conduct investigation, and
6 prepare for trial, the Court sets the following deadlines, extends the
7 pretrial motion deadline, and resets one of the currently scheduled
8 pretrial conference dates. Given the designation of this case as a
9 complex case – due to the number of Defendants and the substantial
10 discovery involved – the Court finds that the continuance is necessary
11 for adequate preparation by defense counsel. Although two Defendants
12 objected to continuing trial, the Court finds that the ends of justice
13 served by granting a continuance outweigh the best interest of the
14 public and all Defendants in a speedy trial. The delay resulting from
15 the continuance is therefore excluded under the Speedy Trial Act as to
16 all Defendants.

17 On August 31, 2017, the Court issued a text order directing the
18 parties to meet and confer regarding proposed deadlines and to file
19 proposed amended deadlines no later than September 12, 2017. ECF No.
20 521. Having considered the parties' proposed case schedules, ECF Nos.
21 526, 529, & 531, the Court now enters the following Amended Case
22 Management Order. All counsel are expected to carefully read and
23 abide by this Order and such provisions of the prior Case Management
24 Orders, ECF Nos. 101, 258, 281, 308, 336, 340, 361, 370, 387, 428, &
25 448, which have not been superseded hereby. The Court will grant
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1 relief from the requirements in this Order only upon motion and good
2 cause shown.

3 Accordingly, **IT IS HEREBY ORDERED:**

4 1. Defendant Jese David Casillas Carillo's (2) Motion to
5 Continue, **ECF No. 494**, is **GRANTED**.

6 2. Because the Court has extended all expert disclosure
7 deadlines, Defendant Miguel Reyes Garcia's (21) Motion for
8 Extension of Time to File Expert Witness List, **ECF No. 523**,
9 is **DENIED AS MOOT**.

10 3. The Court finds, given the complexity of this case and
11 defense counsel's need for time to review discovery,
12 prepare any pretrial motions, conduct investigation, and
13 prepare for trial, that failing to grant a continuance
14 would result in a miscarriage of justice and would deny
15 defense counsel the reasonable time necessary for effective
16 preparation, taking into account the exercise of due
17 diligence. See 18 U.S.C. § 3161(h)(6), (7)(B)(i), (iii-iv).
18 The Court, therefore, finds the ends of justice served by
19 granting a continuance in this matter outweigh the best
20 interest of the public and all Defendants in a speedy
21 trial. See 18 U.S.C. § 3161(h)(7)(A).

22 4. **Original Case Management Order.** Counsel must review the
23 procedures in the original Case Management Order, ECF No.
24 101 and abide by those procedures except for the new
25 compliance deadlines in the following Summary of Amended
26 Deadlines.

5. Pretrial Conferences

A. A pretrial conference IS SET for December 19, 2017, at 10:00 a.m. in Richland. At this hearing, the Court will hear all *Daubert* motions.

B. The final pretrial conference **IS RESET** from October 10, 2017, to **March 6, 2018**, at 10:00 A.M. in **Richland**. At this hearing, the Court will hear all outstanding pretrial motions.

C. All Pretrial Conferences are scheduled to last no more than **30 minutes**, with each side allotted **15 minutes** to present their own motions and resist motions by opposing counsel. If any party anticipates requiring longer than 15 minutes, that party must notify the Courtroom Deputy at least seven days prior to the hearing. **Any party who fails to provide this notice will be limited to 15 minutes.**

6. **Trial.** This matter **IS RESET** for jury trial from November 1, 2017, to **March 26, 2018, at 9:00 A.M. in Richland.** Counsel and Defendants shall be prepared to meet with the Court at least 30 minutes prior to the commencement of the trial.

7. Pursuant to 18 U.S.C. § 3161(h)(7)(B)(i), (iii), and (iv), the Court **DECLARES EXCLUDABLE** from Speedy Trial Act **calculations** the period from **August 10, 2017**, the date defense counsel moved to continue, through **March 26, 2018**.

1 the new trial date, as the period of delay granted for
 2 adequate preparation by counsel.

3 **8. Summary of Deadlines**

4 Rule 16 expert summaries produced to other parties and emailed to Court: 5 USAO's Experts Defendants' Experts USAO's Rebuttal Experts	November 3, 2017 November 10, 2017 November 17, 2017
6 All <i>Daubert</i> motions filed	November 28, 2017
7 PRETRIAL CONFERENCE	December 19, 2017 1:30 P.M. - Richland
8 Reciprocal discovery provided and 9 supplemented	January 30, 2018
10 All pretrial motions filed, including motions in limine and discovery motions	February 6, 2018
11 CIs' identities, <i>Giglio</i> disclosures, and 12 willingness to be interviewed disclosed to Defendants (if applicable)	February 23, 2018
13 Grand jury transcripts produced to Defendants	February 23, 2018
14 FINAL PRETRIAL CONFERENCE Deadline for motions to continue trial	March 6, 2018 10:00 A.M. - Richland
15 Exhibit & Witness lists filed and 16 emailed to the Court	March 16, 2018
17 Notice of any witness likely to exercise 18 Fifth Amendment rights and/or require appointed counsel filed with the Court	March 16, 2018
19 Trial briefs, jury instructions, verdict forms, and requested <i>voir dire</i> filed and 20 emailed to the Court	March 16, 2018
21 Exhibits delivered to all other parties	March 16, 2018
22 Delivery of JERS-compatible digital evidence files to the Courtroom Deputy	March 16, 2018
23 Trial notices filed with the Court	March 16, 2018
Exhibit binders delivered to the Court	March 19, 2018
Technology readiness meeting (in-person)	March 19, 2018
JURY TRIAL	March 26, 2018 9:00 A.M. - Richland

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IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and provide copies to all counsel, the U.S. Probation Office, and the U.S. Marshals Service.

DATED this 14th day of September 2017.

s/Edward F. Shea
EDWARD F. SHEA
Senior United States District Judge